

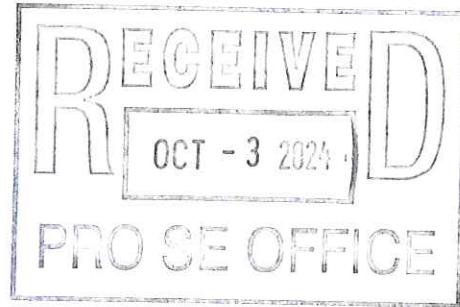
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

LARIN SHINE

-against-

JAMIE ANDERSON

23-Civ. 387 (NSR) (JCM)



USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #: _____
DATE FILED: 6/17/2025

MOTION TO DISMISS

I respectfully submit to the court this motion to dismiss civil action 23-Civ. 387 based upon the following:

1. Contrary to plaintiffs claims and allegations, nothing said during a customer service call to Verizon was intentional, nor can plaintiff prove that anything said was intentional.
2. The purpose of the phone call was an attempt to secure some form of payment arrangement for services. I had suffered a career ending work injury on 5 August 2022 and at the time, was financially challenged waiting on workers comp and disability payments to be rendered.
3. Injury sustained was an L5 disc herniation with permanent S1 nerve root damage (scar tissue encasement) and sensorimotor peripheral neuropathy in both legs.
4. Contrary to plaintiffs claims and allegations, nothing said was intentional, in fact, it was reactionary to being patronized and ridiculed by the plaintiff for not being able to currently pay the bill due to financial distress at the time.
5. Part of reactionary language was slang, the other part I wasn't speaking to plaintiff.
6. Therefore, I feel the speech is protected by the 1st Amendment of our great constitution and such claims of intentional infliction of emotional distress cannot be brought forth.

The Court is in receipt of Defendant's purported motion to dismiss filed on October 3, 2024. Defendant's motion to dismiss is DISMISSED without prejudice to renew for failure to follow SDNY Local Rule 7.1(a) and Federal Rule of Civil Procedure 12(b). *Pro se* Defendant's motion fails to provide the Court with the basis for the motion, the applicable statute(s), and the relevant authorities. The Clerk of Court is directed to terminate the motion at ECF No. 29 and to mail a copy of this endorsement to *pro se* Defendant and *pro se* Plaintiff at their addresses as they are listed on ECF and to show service on the docket.

Dated: June 17, 2025
White Plains, NY

SO ORDERED:

NELSON S. ROMÁN
United States District Judge

MEMO ENDORSED

7. I have apologized to plaintiff, unfortunately plaintiff did not accept that apology during zoom conference with Honorable Judge McCarthy. I once again apologize to plaintiff for my choice of language.
8. Therefore, I respectfully submit this motion to dismiss to the court and pray that it be granted.
9. A copy of this motion has been mailed to plaintiff as well at provided address via USPS certified mail and return receipt.

Respectfully Submitted

A handwritten signature in black ink, appearing to read "Jamie Anderson". The signature is fluid and cursive, with "Jamie" on the first line and "Anderson" on the second line.

Jamie Anderson

| | | | |
|--|--|---|--|
| SENDER: COMPLETE THIS SECTION | | COMPLETE THIS SECTION ON DELIVERY | |
| <ul style="list-style-type: none"> <input checked="" type="checkbox"/> Complete Items 1, 2, and 3. <input checked="" type="checkbox"/> Print your name and address on the reverse so that we can return the card to you. <input checked="" type="checkbox"/> Attach this card to the back of the mailpiece, or on the front if space permits. | | <p>A. Signature</p>  <p><input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name)</p> <p>C. Date of Delivery</p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p> | |
| <p>1. Article Addressed to:</p> <p>Larin Shine 20 Nuvern Ave Mt. Vernon NY 10550</p> <p></p> <p>9590 9402 8711 3310 7332 89</p> | | <p>3. Service Type</p> <p><input type="checkbox"/> Adult Signature <input type="checkbox"/> Priority Mail Express® <input type="checkbox"/> Adult Signature Restricted Delivery <input type="checkbox"/> Registered Mail™ <input type="checkbox"/> Certified Mail® <input type="checkbox"/> Registered Mail Restricted Delivery <input type="checkbox"/> Certified Mail Restricted Delivery <input type="checkbox"/> Signature Confirmation™ <input type="checkbox"/> Collect on Delivery <input type="checkbox"/> Signature Confirmation <input type="checkbox"/> Collect on Delivery Restricted Delivery <input type="checkbox"/> Restricted Delivery</p> | |
| <p>2. Article Number <i>(Transfer from service label)</i></p> <p>9589 0710 5270 1510 0818 83</p> | | <p><small>fall fall Restricted Delivery 0</small></p> | |
| <p>PS Form 3811, July 2020 PSN 7530-02-000-9053 Domestic Return Receipt</p> | | | |

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-against-

23-Civ. 387 (NSR) (JCM)

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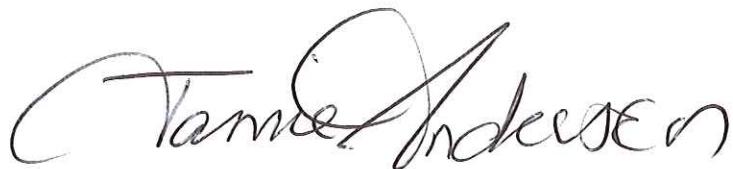
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Jamie Anderson

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| <ul style="list-style-type: none"> <input type="checkbox"/> Complete Items 1, 2, and 3. <input type="checkbox"/> Print your name and address on the reverse so that we can return the card to you. <input type="checkbox"/> Attach this card to the back of the mailpiece, or on the front if space permits. | | <p>A. Signature  </p> <p><input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> | |
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| <p>Domestic Return Receipt</p> | | | |

POND LEHOCKY

Social Security

Andrea Burns
Pond Lehocky Giordano

[View Case](#)

Workers Compensation

Principal Attorney: Jerry M. Lehocky
Initial Client Meeting: 2022-08-31

Client Service Team
Pond Lehocky Giordano

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Litigation

A petition has been filed in your workers' compensation matter and your case is now in active litigation. A Judge will be assigned to your case and your Pond Lehocky Giordano attorney

[More...](#)

1 2 3 4 5

Updated 3 weeks ago

Case Description

Principal Attorney: Jerry M. Lehocky
Initial Client Meeting: 2022-08-31
Date of Injury: 2022-08-05
Judge's Name: Rosen, Judge Hon. Michael J.
Hearing Office: Bristol WC Hearing Office
Our Doctor Deposition Date:
Defense Doctor Deposition Date:
Next Hearing Date: 2023-12-12
Mediation Date:
Claimant Deposition Date:
Deposition Info: Deposition Date:
Defense Medical Exam: 2022-12-19

Status **Messages** **Your Team** **Appointments** **Process**

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